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MOEMARKO	Application Number	10/765,430	I GISDIA	AS & VENC ONLO CONTO HOMBER.		
TRANSMITTAL	Filing Date	January 26, 20	04			
FORM	First Named Inventor	Guillermo J. Tearney				
(to be used for all correspondence after initial t	filing) Art Unit	3737				
	Examiner Name	To be assigned				
Total Number of Pages in This Submission	Attorney Docket Number	036140/US - 47	75387-	00020		
ENCLOSURES (Check all that apply)						
Fee Transmittal Form  Fee Attached  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/ Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53	Drawing(s)  Licensing-related Papers  Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addre Terminal Disclaimer Request for Refund CD, Number of CD(s)  Remarks	to T Approf A Approf	echnolo peal Com ppeals a peal Con ppeal Noti prietary tus Lette er Enclo ntify belo O-1449	osure(s) (please ow): 0 and 71 references and		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm or Individual name  DORSEY & WHITNEY, LLP Gary Abelev, Esq. (Reg No. 40,479)  Signature						
November 2, 2005						
CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.						
Typed or printed name Gary Abelev, Esq.						
Signature	7		Date	November 2, 2005		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

036140/US - 475387-00020 PATENT

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)

Guillermo J. Tearney et al.

Serial No.

: 10/765,430

Filed

January 26, 2004

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SYSTEM AND METHOD FOR IDENTIFYING TISSUE USING

LOW-COHERENCE INTERFEROMETRY

Group Art Unit

3737

Examiner

To be assigned

## **INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 I hereby certify that this document is being sent via First Class U. S. mail addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on this day of November 3, 2005.

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(Signature)

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449, and respectfully request that the listed documents be considered by the Examiner and made of record in the above-captioned application. Copies of the articles listed on the Form PTO-1449 are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

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Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

This submission is being filed before any action by the U.S. Patent and Trademark Office on the merits. Therefore, applicants do not believe that any fee is due in connection with the submission of this paper. However, if any fee is due, or if any overpayment has been made, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 50-2054.

Respectfully submitted,

DORSEY & WHITNEY, LLP

Gary Abelev

PTO Reg. No. 40,479

Attorneys for Applicants

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Page 1 of 7 Form PTO-1449 U.S. Department of Commerce NOV 0 7 2005 Atty. Docket No. Serial No. (REV. 2-82) Patent and Trademark Office Ø36140/US – 475387-00020 10/765,430 INFORMATION DISCLOSURE STATEMENT Applicant(s) BY APPLICANT Guillermo J. Tearney et al. (Use several sheets if necessary) Filing Date Group January 26, 2004 3737 U.S. PATENT DOCUMENTS Filing Date \*Exam. Document No. Date Cla Subclass Name if Appropriate Init. SS FOREIGN PATENT DOCUMENT **Translator** Document No. Date Country Class SubClass Yes No OTHER DOCUMENTS (including Author, Title Date, Pertinent Pages, Etc.) De Boer, Johannes F. et al., "Review of Polarization Sensitive Optical Coherence Tomography and Stokes Vector Determination," Journal of Biomedical Optics, Vol. 7, No. 3, July 2002, pages 359-371 Jiao, Shuliang et al., "Depth-Resolved Two-Dimensional Stokes Vectors of Backscattered Light and Mueller Matrices of Biological Tissue Measured with Optical Coherence Tomography," Applied Optics, Vol. 39, No. 34, December 1, 2000, pages 6318-6324 Park, B. Hyle et al., "In Vivo Burn Depth Determination by High-Speed Fiber-Based Polarization Sensitive Optical Coherence Tomography," Journal of Biomedical Optics, Vol. 6 No. 4, October 2001, pages 474-479 Roth, Jonathan E. et al., "Simplified Method for Polarization-Sensitive Optical Coherence Tomography," Optics Letters, Vol. 26, No. 14, July 15, 2001, pages 1069-1071 Hitzenberger, Christopher K. et al., "Measurement and Imaging of Birefringence and Optic Axis Orientation by Phase Resolved Polarization Sensitive Optical Coherence Tomography," Optics Express, Vol. 9, No. 13, December 17, 2001, pages 780-790 Wang, Xueding et al., "Propagation of Polarized Light in Birefringent Turbid Media: Time-Resolved Simulations," Optical Imaging Laboratory, Biomedical Engineering Program, Texas A&M University Wong, Brian J.F. et al., "Optical Coherence Tomography of the Rat Cochlea," Journal of Biomedical Optics, Vol. 5, No. 4, October 2000, pages 367-370

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**Date Considered** 

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